

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Richard GIBBS  
Serial No.: 10/802,122  
Filed:  
Title: LAWN AND GARDEN IMPLEMENT CADDY  
Group:  
Examiner:  
Attorney Ref.: No Reference

June 3, 2005

Commissioner for Patents  
U.S. Patent and Trademark Office  
220 20th Street S.  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington VA 22202  
U.S.A.

**Attention: Refunds Branch**

Dear Sir:

**REQUEST FOR REFUND UNDER 37 CFR 1.26**

Our accounts department has identified erroneous debits from our Deposit Account No. 501593. Two charges, dated May 18, 2005, in the amount of \$525.00 and \$100.00 have erroneously been charged.

We are not agents of record for the above-identified patent application, nor did we authorize any charges against our account in connection with this application. We hereby request a refund of \$625.00.

**The Commissioner is respectfully requested to credit Deposit Account No. 501593 in the amount of \$625.00.** Applicant authorizes the Commissioner to make such credits and debits in respect of the Deposit Account such that the proper fees with the proper codes are debited to the account and that excess funds previously charged are credited to the account. Applicant also encloses a transmittal form to accompany this Request for Refund.

Adjustment Date: 06/27/2005 SDIRETA1  
05/18/2005 YPOLITE1 00000014 501593 10802122  
01 FC:2202 525.00 CR  
02 FC:2201 100.00 CR

Respectfully submitted,  
Richard GIBBS

By: 

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ALK/AAB/aab

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

2

Application Number

10/602,122

Filing Date

First Named Inventor

Richard GIBBS

Art Unit

Examiner Name

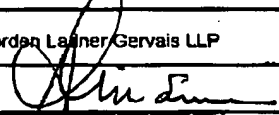
Attorney Docket Number

no reference

**ENCLOSURES (Check all that apply)**

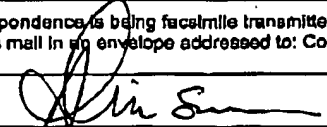
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input checked="" type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<b>Remarks</b>	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Attention: REFUNDS BRANCH (fax 703-308-5077)	

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Borden Ladner Gervais LLP		
Signature			
Printed name	L. Anne Kinsman		
Date	June 3, 2005	Reg. No.	45,291

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	L. Anne Kinsman	Date	June 3, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.